

**THURSDAY, FEBRUARY 13, 1992**

**FIFTY-NINTH LEGISLATIVE DAY**

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Ben Flatt, Henderson Church of Christ, Henderson, Tennessee.

Representative Walley led the House in the Pledge of Allegiance to the Flag.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Anderson; due to medical reasons.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 98

Representatives present were: Allen, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullis, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**  
**February 13, 1992**

**MR. SPEAKER:** Your Calendar and Rules Committee reports that we have met and set the following bills on the **Regular Calendar** for **Thursday, February 13, 1992**: House Bill(s) No(s). 2103.

We have also set the following bills on the **Regular Calendar** for

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**Wednesday, February 19, 1992:** House Bill(s) No(s). 868 with amendment(s).

PHILLIPS, Chair.

**REMARKS  
by Rep. Dixon**

Rep. Roscoe Dixon was recognized to approach the well, addressed the body, and requested that the following remarks be spread in the Journal.

Thank you, Mr. Speaker, members of the House. I had a burning desire to approach the well this morning because of what happened in Calendar and Rules this morning. I don't have any kind of prepared remarks or speech, but, like many of you, I think, many of us were very very upset about what happened in Calendar this morning. I think the issue is the whole issue of individual rights; that all of us as members, we passed a set of rules. And in those rules it gives all of us some basic rights and it appears to most of us that those rights were violated this morning. I would hope that the Speaker would convene a meeting as quickly as possible to ensure that no member, be they black or white or Democrat or Republican, is not entitled to those rights by those rules which we passed. And I hope all of you would urge that.

I hope that those who were principal players this morning would sit down and talk about how we are going to work together during these trying times. It's tough to be here. There's no question about it. It's tough to be here. But we've gotta be here. We've been elected to do this job this morning. And so, Mr. Speaker, I'm asking of you that you appoint a committee to ensure that what happened this morning never happens again in this General Assembly.

Thank you.

Mr. Speaker Naifeh responded as follows:

"Rep. Dixon, before you leave, I'm going to respond. I DO have a committee; that committee WILL meet at your request, and that will be the Rules Committee. The Rules Committee will meet on this issue next week."

**REGULAR CALENDAR**

**\*House Bill No. 2103 -- Historical Sites -- Allows Alex Haley to be buried on state property constituting Alex Haley House and Museum in Henning.**

Rep. Crain moved that **House Bill No. 2103** be passed on third and final consideration, with the request that all members voting aye be added as sponsors, which motion prevailed by the following vote:

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Ayes. . . . . 98  
Noes. . . . . 0

Representatives voting aye were: Allen, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

**SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 2057:** Rep(s). Sipes as prime sponsor(s).

**House Bill No. 2103:** Rep(s). Kent and West as prime sponsor(s).

**INTRODUCTION OF RESOLUTIONS**

On motion, the resolution(s) listed was/were introduced and referred as noted:

**House Joint Resolution No. 0478 -- Memorials, Death --** Patsy Chrostowski. by \*West.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0479 -- Memorials, Government Officials --** Directs state board of education to appoint student advisory council. by \*Knight, \*Chumney, \*Fowlkes.

Referred by the Speaker to the Education Committee.

**House Joint Resolution No. 0480 -- Memorials, Sports --** Coach Barbara Whitaker. by \*Byrd.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No 0481 -- Memorials, Public Service --**

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Connie Russell and fourth grade students at Keystone Elementary School. by \*Byrd.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0482** -- Memorials, Death -- Dr. Robert Donald Wood. by \*Love.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0483** -- Memorials, Sports -- Tommy Hickox. by \*Byrd.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0484** -- Memorials, Professional and Business Achievement -- Technical Sergeant Gary F. Sparks, U. S. Air Force. by \*Hillis, \*Bell, \*Cross, \*Odom, \*Rhinehart.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0485** -- Memorials, Professional and Business Achievement -- Fourth Ferrying Group Association, 50th anniversary. by \*West.

Referred by the Speaker to the Calendar and Rules Committee.

**House Joint Resolution No. 0487** -- Memorials, Public Service -- Larry Wade, 1992 Silver Medallion award. by \*Ridgeway, \*Herron.

Referred by the Speaker to the Calendar and Rules Committee.

**INTRODUCTION OF BILLS**

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 2166** -- Taxes, Sales -- Abolishes certain sales tax exemptions; reduces state sales tax rate. Amends TCA, Title 67. by \*Robinson Robb.

Passed first consideration.

**House Bill No. 2167** -- Taxes -- Removes tax exemptions on liquefied gas and parking privileges at higher education institutions. Amends TCA, Title 67. by \*Robinson Robb.

Passed first consideration.

**\*House Bill No. 2168** -- Handicapped Persons -- Deletes zoning classifications for residences of mentally retarded or mentally or physically handicapped persons. Amends TCA 13-24-101--103. by \*Robinson Robb.

Passed first consideration.

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**House Bill No. 2169** -- Indigents -- Allows Knox County to collect \$12.50 fee to defray costs of legal representation for indigent defendants in criminal proceedings. Amends TCA 40-14-210. by \*Armstrong, \*Peroulas Draper, \*Severance, \*Hill, \*Bittle, \*Davis J K, \*Tindell.

Passed first consideration.

**House Bill No. 2170** -- Housing -- Deletes requirement that pull down steps be located in homes where HVAC is in attic. by \*West.

Passed first consideration.

**House Bill No. 2171** -- Administrative Procedure -- Requires housing cost impact statement be prepared by certain governmental entities before rule or regulation is submitted for adoption, which statement must give estimate of effect of proposed rule or regulation upon prototype house and lot. Amends TCA, Title 4, Ch. 5. by \*West.

Passed first consideration.

**House Bill No. 2172** -- Metropolitan Government -- Permits Davidson County council to remove board member of metropolitan agency from office for good cause upon two-thirds vote of members, rather than three fourths as previously required. Amends TCA 7-2-108. by \*West.

Passed first consideration.

**House Bill No. 2173** -- Education -- Requires that at least two persons at each school be trained to perform CPR. Amends TCA, Title 49, Ch. 2, Pt. 1. by \*Knight, \*Fowlkes, \*Rinks.

Passed first consideration.

**House Bill No. 2174** -- Textbooks -- Authorizes the textbook commission to make contracts with publishers for a period of up to six years for math, science, and social studies textbooks, and for a period of up to ten years for all other textbooks. Amends TCA, Title 49, Ch. 6, Pt. 22. by \*Knight, \*Fowlkes, \*Rinks.

Passed first consideration.

**House Bill No. 2175** -- Highway Signs -- "Wilma Rudolph Boulevard," SR 13. by \*Knight, \*Pinion, \*Windle.

Passed first consideration.

**\*House Bill No. 2176** -- Juries and Jurors -- Removes occupational exemptions from jury service. Amends TCA 7-38-104; Title 22, Ch. 1, 58-1-228, 63-3-118, 63-5-123, 63-8-117. by \*Knight, \*Fowlkes, \*Rinks.

Passed first consideration.

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**House Bill No. 2177** -- Highway Signs -- "Home of Wilma Rudolph," Clarksville. by \*Knight, \*Pinion, \*Windle.

Passed first consideration.

**House Bill No. 2178** -- Budget Procedures -- Enacts "Local Option Budgeting Law of 1992". Amends TCA 49-2-101. by \*Fowlkes, \*Rinks, \*Knight.

Passed first consideration.

**\*House Bill No. 2179** -- Taxes, Gasoline, Petroleum Products -- Increases diesel fuel tax from 17 to 18 cents a gallon. Amends TCA, Title 67, Ch. 3. by \*Shirley.

Passed first consideration.

**House Bill No. 2180** -- Covington -- Gives mayor and board of aldermen authority to set salaries of board of education members. Amends Chapter 57, Acts of 1869-1870, as amended. by \*Naifeh.

Passed first consideration.

**House Bill No. 2181** -- Gas, Petroleum Products, Volatile Oils -- Requires service station merchants who sell petroleum products containing 1 percent oxygen to affix label or post notice in counties designated as "carbon monoxide non-attainment areas". Amends TCA 47-26-247. by \*Byrd.

Passed first consideration.

**House Bill No. 2182** -- Collection Agencies -- Authorizes assignment of claim for collection. Amends TCA, Title 62, Ch. 20. by \*Byrd, \*Bivens.

Passed first consideration.

**House Bill No. 2183** -- Medicare and Medicaid -- Regulates issuance and content of Medicare supplement insurance policies. Amends TCA, Title 56. by \*Herron.

Passed first consideration.

**House Bill No. 2184** -- DUI/DWI Offenses -- Enacts "Drunk Driving Child Protection Act". Amends TCA, Title 55, Ch. 10, Pt. 4. by \*Nuber.

Passed first consideration.

**House Bill No. 2185** -- Insurance Companies, Agents, Brokers -- Allows insurance agents/brokers to procure business and receive commission or fee from both direct writer or non-commission paying insurance carriers. Amends TCA, Title 56, Ch. 6. by \*Nuber.

Passed first consideration.

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**\*House Bill No. 2186 -- Abortion --** Requires parental notification prior to performing abortion on unemancipated minor. Amends TCA 39-15-202. by \*Jackson.

Passed first consideration.

**House Bill No. 2187 -- Attorneys at Law --** Makes each attorney notary public. Amends TCA, Title 8, Ch. 16; Title 23. by \*Rhinehart.

Passed first consideration.

**House Bill No. 2188 -- County Government --** Amends County Financial Management System of 1981. Amends TCA, Title 5, Ch. 21. by \*Rhinehart.

Passed first consideration.

**House Bill No. 2189 -- Salaries and Benefits --** Authorizes commissioner of labor to enter into reciprocal agreements with other states for collection of wages; limits actions to collect claims and judgments by other states to states extending like comity to cases arising in Tennessee. Amends TCA, Title 50, Ch. 2, Pt. 1. by \*Rhinehart.

Passed first consideration.

**House Bill No. 2190 -- County Government --** Specifies which district is applicable in event of adoption of county reapportionment plan between election and occurrence of vacancy. Amends TCA 5-1-104. by \*Rhinehart.

Passed first consideration.

**House Bill No. 2191 -- Boats, Boating --** Requires boat operator to file accident report when injury or damage in excess of \$500; allows wildlife officer in boating accident to arrest person without warrant where probable cause exists. Amends TCA 69-10-216, 220, 69-20-210. by \*Odom.

Passed first consideration.

**House Bill No. 2192 -- Real Property --** Extends period of time from one to three years that correction of property assessment must be made. Amends TCA 65-5-509. by \*Bragg.

Passed first consideration.

**House Bill No. 2193 -- Welfare --** Prescribes the AFDC standard of need level for an assistance group of four persons for fiscal year 1992-1993. Amends TCA 71-3-104. by \*Bragg, \*Purcell, \*DeBerry, \*Pruitt, Dixon.

Passed first consideration.

**House Bill No. 2194 -- County Government --** Allows county and

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municipal governments to charge for fire alarm services; impose penalties for false alarms. Amends TCA 62-32-321. by \*Kisber, \*Hubbard.

Passed first consideration.

**House Bill No. 2195** -- Courts, Appeal -- Enacts "Appellate Court Improvements Act of 1992". Amends TCA, Titles 8, 16, 39, 49, 50, 67. by \*Purcell, \*Buck, \*Clark, \*Fowlkes.

Passed first consideration.

**House Bill No. 2196** -- Adoption -- Removes restriction that final order of adoption must not be entered earlier than one year from date of interlocutory decree. Amends TCA, Title 36, Ch. 1. by \*Fowlkes.

Passed first consideration.

**House Bill No. 2197** -- Law Enforcement -- Requires in all circumstances written approval of minor's parent or legal guardian and juvenile court before using minor to perform illegal acts to aid in enforcement of state laws. Amends TCA, Title 39, Ch. 15. by \*Williams K.

Passed first consideration.

**House Bill No. 2198** -- Retail Installment Sales -- Authorizes delinquency charge not to exceed \$5.00 on credit cards (retail charge agreements); provides charge can be collected only once for same default. Amends TCA, Title 47, Ch. 11. by \*Rhinehart, \*Moore, \*Hargrove.

Passed first consideration.

**House Bill No. 2199** -- Motor Vehicles -- Raises from 100 to 200 minimum number of special plates which must be ordered before issuance. Amends TCA, Title 55. by \*Rhinehart.

Passed first consideration.

**House Bill No. 2200** -- Criminal Offenses -- Revises computer offenses. Amends TCA, Title 39, Ch. 14, Pt. 6. by \*Copeland.

Passed first consideration.

**House Bill No. 2201** -- Criminal Offenses -- Creates criminal offense of accessing electronic communication systems. Amends TCA, Title 39, Ch. 14, Pt. 6. by \*Copeland.

Passed first consideration.

**House Bill No. 2202** -- Game and Fish Laws -- Creates statewide annual agency lake permit fee; establishes field trial permit and



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fee for wildlife management areas. Amends TCA 70-2-202, 219. by \*Hillis, \*Cross, \*Odom.

Passed first consideration.

**House Bill No. 2203 -- Wildlife Resources Commission --** Removes prohibition against members of wildlife resources commission from serving two consecutive terms. Amends TCA, Title 70, Ch. 1, Pt. 2. by \*Hillis, \*Cross, \*Odom.

Passed first consideration.

**House Bill No. 2204 -- Gas, Petroleum Products, Volatile Oils --** Enacts "Used Oil Collection Act of 1992". by \*Hillis, \*Odom.

Passed first consideration.

**House Bill No. 2205 -- Motor Vehicles, Titling and Registration --** Provides special license plates for recipients of silver or bronze star. Amends TCA, Title 55, Ch. 4. by \*Napier.

Passed first consideration.

**House Bill No. 2206 -- Psychologists --** Revises certain qualifications to practice psychology in this state. Amends TCA, Titles 33, 40; Title 56, Ch. 7; Title 63, Ch. 11. by \*West, \*Walley.

Passed first consideration.

**House Bill No. 2207 -- Municipal Government --** Permits penalties for violations of certain municipal ordinances of up to \$250. Amends TCA, Title 6, Ch. 54, Pt. 3. by \*West.

Passed first consideration.

**House Bill No. 2208 -- Planning, Public --** Requires establishment of planning regions by ECD; requires general plans and zoning by certain dates. Amends TCA, Title 13, Chs. 4, 7, 24. by \*West.

Passed first consideration.

**House Bill No. 2209 -- General Assembly --** Limits legislative pensions to amount of final salary; prohibits receipt before age 60; requires five years of service for eligibility. Amends TCA, Title 8, Ch. 36. by \*Joyce.

Passed first consideration.

**House Bill No. 2210 -- General Assembly --** Requires any remaining postage and mailing allowance of members to revert to general fund of general assembly if not expended by end of next fiscal year after appropriated. Amends TCA 3-1-106. by \*Joyce.

Passed first consideration.

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**House Bill No. 2211 -- Real Property --** Removes restriction of register of deeds from admitting security trust for registration if does not state residence address of trustee. Amends TCA 66-24-123. by \*Collier.

Passed first consideration.

**House Bill No. 2212 -- Public Officials --** Clarifies fees clerk may charge for registering instruments which do not have specific fee, in counties of first class, \$6.00, all others \$8.00. Amends TCA 8-21-1001. by \*Collier.

Passed first consideration.

**House Bill No. 2213 -- Uniform Commercial Code --** Provides for additional \$10.00 fee to be charged for UCC filing amendments, assignments, continuations, terminations or releases. Amends TCA, Title 47, Ch. 9, Pt. 4. by \*Collier.

Passed first consideration.

**\*House Bill No. 2214 -- Motor Vehicles, Titling and Registration --** Increases motor vehicle registration fees by 50 cents. Amends TCA, Titles 55, 67. by \*Bivens, \*Callicott.

Passed first consideration.

**House Bill No. 2215 -- Taxes --** Expands list of persons who can receive copy of decedent's inheritance tax return; clarifies inheritance tax provisions apply to persons domiciled in Tennessee rather than residing temporarily. Amends TCA 67-1-1703, 67-8-202, 67-8-303, 304. by \*Fowlkes.

Passed first consideration.

**House Bill No. 2216 -- Hospitals and Health Care Facilities --** Increases maximum freezer temperature in health care facilities to 25 degrees from 20 degrees; changes "intermediate care facility" to "nursing facility". Amends TCA, Title 68, Ch. 11; Title 71, Ch. 5. by \*Kisber.

Passed first consideration.

**House Bill No. 2217 -- Medicare and Medicaid --** Decreases from 60 to 45 days time department of health has after close of fiscal year to prepare and print annual reports. Amends TCA, Title 71. by \*Kisber.

Passed first consideration.

**House Bill No. 2218 -- Contractors --** Makes "pay if paid" clauses in contracts entered into with general contractors against public policy and void and unenforceable. Amends TCA, Title 62, Ch. 6, Pt. 1; Title 66, Ch. 34. by \*Kisber.

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Passed first consideration.

**House Bill No. 2219** -- Medicare and Medicaid -- Directs establishment of separate administrative division responsible for managed care programs through which medical assistance is provided. Amends TCA, Title 56; Title 71, Ch. 5. by \*Dixon, \*Arriola, \*Jones U, \*Turner L.

Passed first consideration.

**House Bill No. 2220** -- Medicare and Medicaid -- Directs commissioner of commerce and insurance, with comptroller, to establish by rule data upon which and method by which capitation rates for HMOs which contract with medical assistance programs are set. Amends TCA, Title 56, Ch. 32; Title 71, Ch. 5. by \*Dixon, \*Arriola, \*Jones U, \*Turner L.

Passed first consideration.

**House Bill No. 2221** -- County Government -- Streamlines trustee reporting requirements. Amends TCA, Titles 5, 8, 67. by \*Stamps.

Passed first consideration.

**\*House Bill No. 2222** -- Insurance, Life -- Requires insurers to give notice to assignee of life insurance policies at least ten days prior to the final lapse of the policy that the insured has failed to pay premium or perform other duties that will result in such lapse. Amends TCA, Title 56. by \*Curlee.

Passed first consideration.

**House Bill No. 2223** -- Veterans -- Creates World War II Tennessee Maneuvers Commission; appropriates funds. by \*Bell, \*Hillis, \*Cross, \*Bittle, \*Cole, \*Love, \*Turner B.

Passed first consideration.

**House Bill No. 2224** -- Motor Vehicles -- Reduces minimum fee which may be charged for special license plate from \$25.00 to \$20.00. Amends TCA, Title 55. by \*Davis R E.

Passed first consideration.

**House Bill No. 2225** -- Dieticians and Nutritionists -- Requires certified dietary managers to have overall supervisory responsibility for dietary services for nursing homes; establishes criteria to become certified dietary manager; requires continuing education. Amends TCA, Title 68, Ch. 11, Pt. 8. by \*Davis R E.

Passed first consideration.

**House Bill No. 2226** -- Taxes -- Requires county attorney to give six days, rather than five days, notice to principal and surety 30 days after privilege and license bonds are due and payable, and when

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matter is returnable to general sessions judges for execution and judgment. Amends TCA, Title 67. by \*Davis R E.

Passed first consideration.

**House Bill No. 2227 -- AIDS and STDs -- Prohibits reporting HIV test results by name; prohibits department of health from maintaining HIV records by patient name. Amends TCA, Title 68. by \*Kernell.**

Passed first consideration.

**House Bill No. 2228 -- Holidays -- Designates January 30 of each year as a day of special observance, to be known as "Franklin D. Roosevelt Day" to honor his initiation of the Tennessee Valley Authority. Amends TCA, Title 15. by \*Crain.**

Passed first consideration.

**\*House Bill No. 2229 -- Motor Vehicles -- Requires trucks, truck tractors and livestock trailers manufactured and sold in Tennessee to have vehicle identification number after July 1, 1992. Amends TCA 55-5-106. by \*Crain.**

Passed first consideration.

**\*House Bill No. 2230 -- Motor Vehicles -- Requires vehicle identification numbers on trailers, semitrailers, wreckers and snow plows; allows seizure of such vehicles without vehicle identification numbers. Amends TCA 55-5-106, 110. by \*Crain.**

Passed first consideration.

**\*House Bill No. 2231 -- Motor Vehicles -- Defines "recovered vehicle" as vehicle towed or stored by towing or storing business. Amends TCA 55-5-101. by \*Crain.**

Passed first consideration.

**\*House Bill No. 2232 -- Taxes -- Permits local governments to use state-shared taxes for any lawful purpose. Amends TCA, Title 67. by \*Crain.**

Passed first consideration.

**\*House Bill No. 2233 -- Licenses -- Deletes Alarm Contractors Licensing Act of 1991. Amends TCA, Title 62, Ch. 32, Pt. 3. by \*Crain.**

Passed first consideration.

**\*House Bill No. 2234 -- Real Estate Agents and Brokers -- Creates a special purpose real estate appraiser license; such licensee can perform appraisals of health care facilities in**

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counties with a population of less than 100,000. Amends TCA, Title 62, Ch. 39. by \*Crain.

Passed first consideration.

**House Bill No. 2235 -- Insurance, Health, Accident --** Allows funds returned to state by provider of supplemental medical insurance to be deemed to belong to those participating retirees during period gain was generated; allows state to hold funds in trust. Amends TCA 8-27-701. by \*Buck, \*Crain, \*Holt, \*Jackson, \*Hargrove.

Passed first consideration.

**House Bill No. 2236 -- State Government --** Requires two additional members to state insurance committee, jointly appointed by speakers of senate and house of representatives, speakers' appointees to serve two year terms, expiring January 1, 1993, and eligible for reappointment. Amends TCA 8-27-101. by \*Buck, \*Crain, \*Holt, \*Jackson, \*Hargrove.

Passed first consideration.

**\*House Bill No. 2237 -- Bond Issues --** Authorizes issuance of \$20,120,000 in bonds for construction and renovation of University of Tennessee College of Law. by \*Buck, \*Clark, \*Cole, \*Hargrove, \*Stamps, \*Davis J K, \*Turner B.

Passed first consideration.

**House Bill No. 2238 -- Civil Service --** Requires that advance notice of civil service entrance exams be provided to Tennessee's historically black colleges and universities; requires that civil service test advertisements in the four major counties must also be published in African-American newspapers. Amends TCA, Title 8, Ch. 30, 49-2-203. by \*Armstrong.

Passed first consideration.

**House Bill No. 2239 -- Sunset Laws --** Health facilities commission, June 30, 1999; places commission on eight year cycle. Amends TCA, Title 4, Ch. 29; Title 68, Ch. 11. by \*Herron.

Passed first consideration.

**House Bill No. 2240 -- Criminal Procedure --** Permits delinquent taxes and delinquent general sessions court fines, costs and taxes to be collected by contract with collection agencies; sets formula for how moneys collected should be allocated. Amends TCA 40-24-105. by \*Hargrove.

Passed first consideration.

**House Bill No. 2241 -- Bad Checks --** Raises handling fee for bad checks from \$20.00 to \$25.00. Amends TCA, Title 47, Ch. 29. by

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**\*Hargrove, \*Moore, \*Fowlkes, \*West, \*Arriola, \*Ferguson, \*Holt, \*Kisber, \*Rinks, \*Collier, \*Rigsby.**

Passed first consideration.

**House Bill No. 2242 -- Cumberland County -- Removes at-large member of board of education. Amends Chapter 776, Private Acts of 1949, as amended. by \*Duer, \*Hillis.**

Passed first consideration.

**House Bill No. 2243 -- Workers' Compensation -- Gives employer 15 instead of ten days to forward to division of workers' compensation certified copy of lump sum settlement documents approved by court. Amends TCA, Titles 50, 56. by \*Venable.**

Passed first consideration.

**\*House Bill No. 2244 -- Railroads -- Requires railroads to make public roads at railroad crossing level for 11, rather than ten, feet on each side of rails. Amends TCA, Title 65, Ch. 11. by \*Venable.**

Passed first consideration.

**House Bill No. 2245 -- Annexation -- Permits arbitration to contest annexation ordinance. Amends TCA, Title 6, Ch. 51, Pt. 1. by \*Venable.**

Passed first consideration.

**\*House Bill No. 2246 -- Housing -- Applies law allowing local governments to acquire vacant premises for redevelopment to Henry County. Amends TCA, Title 13, Ch. 21, Pt. 2. by \*Ridgeway.**

Passed first consideration.

**House Bill No. 2247 -- Criminal Offenses -- Elevates offense of evading arrest to felony if motor vehicle used and operated in unlawful and dangerous manner. Amends TCA 39-16-603. by \*Hill, \*Peroulas Draper, \*Severance, \*Meyer, \*Walley.**

Passed first consideration.

**House Bill No. 2248 -- DUI/DWI Offenses -- Makes procedure for forfeiture of vehicle used in third or subsequent DUI substantially the same as procedure used for forfeiting vehicles in drug cases. Amends TCA, Title 55, Ch. 10, Pt. 4. by \*Hill, \*Peroulas Draper, \*Meyer, \*Walley, \*Venable.**

Passed first consideration.

**House Bill No. 2249 -- Law Enforcement -- Prohibits municipal or county law enforcement officer from acting as security guard after transporting individual to mental institution; requires institution**

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to provide personnel to take charge of individual upon arrival and paying fee if officer there more than 15 minutes. Amends TCA, Title 33, Ch. 6, Pt. 1. by \*Kent.

Passed first consideration.

**House Bill No. 2250 -- Alcoholic Beverages -- Removes United States citizenship requirement for licensure. Amends TCA 57-3-210, 57-5-103, 105. by \*Chumney.**

Passed first consideration.

**HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred to committee or held on the Clerk's desk as noted:

**House Bill No. 2099 -- Home Improvement Contractors -- Passed second consideration and referred to the Commerce Committee.**

**House Bill No. 2100 -- Telecommunications -- Passed second consideration and referred to the Commerce Committee.**

**House Bill No. 2101 -- Criminal Procedure -- Passed second consideration and referred to the Judiciary Committee.**

**House Bill No. 2102 -- Boards and Commissions -- Passed second consideration and referred to the Health and Human Resources Committee.**

**House Bill No. 2104 -- Gambling -- Passed second consideration and referred to the Judiciary Committee.**

**House Bill No. 2105 -- Sexual Offenses -- Passed second consideration and referred to the Judiciary Committee.**

**House Bill No. 2106 -- Salaries and Benefits -- Passed second consideration and referred to the State and Local Government Committee.**

**House Bill No. 2107 -- Firearms and Ammunition -- Passed second consideration and referred to the Judiciary Committee.**

**House Bill No. 2108 -- Motor Vehicles -- Passed second consideration and referred to the Transportation Committee.**

**House Bill No. 2109 -- Motor Vehicles -- Passed second consideration and referred to the Transportation Committee.**

**House Bill No. 2110 -- Alcoholic Beverages -- Passed second consideration and referred to the State and Local Government Committee.**

**\*House Bill No. 2111 -- Fees -- Passed second consideration and**

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referred to the Conservation and Environment Committee.

**House Bill No. 2112** -- Schools, Private -- Passed second consideration and referred to the Education Committee.

**House Bill No. 2113** -- Criminal Offenses -- Passed second consideration and referred to the Judiciary Committee.

**\*House Bill No. 2114** -- Telecommunications -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 2115** -- Hazardous Materials -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 2116** -- Highway Signs -- Passed second consideration and referred to the Transportation Committee.

**\*House Bill No. 2117** -- Workers' Compensation -- Passed second consideration and referred to the Consumer and Employee Affairs Committee.

**House Bill No. 2118** -- Wayne County -- Passed second consideration and referred to the Education Committee.

**House Bill No. 2119** -- Taxes -- Passed second consideration and referred to the Finance, Ways and Means Committee.

**House Bill No. 2120** -- Pensions and Retirement Benefits -- Passed second consideration and referred to the Finance, Ways and Means Committee.

**House Bill No. 2121** -- Hazardous Materials -- Passed second consideration and referred to the Conservation and Environment Committee.

**House Bill No. 2122** -- Animals -- Passed second consideration and referred to the Conservation and Environment Committee.

**House Bill No. 2123** -- Taxes, Inheritance Gift -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2124** -- Probate Law -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2125** -- Public Records -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2126** -- County Government -- Passed second consideration and referred to the Judiciary Committee.

**\*House Bill No. 2127** -- Highway Signs -- Passed second consideration and referred to the Transportation Committee.



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**House Bill No. 2128** -- Health -- Passed second consideration and referred to the Health and Human Resources Committee.

**House Bill No. 2129** -- Taxes, Real Property -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 2130** -- Custody and Support -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2131** -- Taxes -- Passed second consideration and referred to the Finance, Ways and Means Committee.

**\*House Bill No. 2132** -- Campaigns -- Passed second consideration and referred to the State and Local Government Committee.

**\*House Bill No. 2133** -- Campaigns -- Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 2134** -- Drugs -- Passed second consideration and referred to the Health and Human Resources Committee.

**House Bill No. 2135** -- Education -- Passed second consideration and referred to the Education Committee.

**House Bill No. 2136** -- Education, Higher -- Passed second consideration and referred to the Education Committee.

**House Bill No. 2137** -- Medicare and Medicaid -- Passed second consideration and referred to the Health and Human Resources Committee.

**House Bill No. 2138** -- Hospitals and Health Care Facilities -- Passed second consideration and referred to the Health and Human Resources Committee.

**House Bill No. 2139** -- County Officers -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2140** -- Public Service Commission -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 2141** -- Hospitals and Health Care Facilities -- Passed second consideration and referred to the Health and Human Resources Committee.

**House Bill No. 2142** -- Public Records -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2143** -- Medicare and Medicaid -- Passed second consideration and referred to the Health and Human Resources Committee.

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**House Bill No. 2144** -- Civil Procedure -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2145** -- Indigents -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2146** -- Criminal Offenses -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2147** -- Public Defenders -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2148** -- Taxes, Litigation -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2149** -- Public Defenders -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2150** -- Public Defenders -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2151** -- Courts -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2152** -- Criminal Procedure -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2153** -- Administrative Procedure -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2154** -- Contractors -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 2155** -- Taxes, Sales -- Passed second consideration and referred to the Finance, Ways and Means Committee.

**House Bill No. 2156** -- Taxes, Sales -- Passed second consideration and referred to the Finance, Ways and Means Committee.

**House Bill No. 2157** -- Utilities, Utility Districts -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 2158** -- Pensions and Retirement Benefits -- Passed second consideration and referred to the Finance, Ways and Means Committee.

**House Bill No. 2159** -- Interior Designers -- Passed second consideration and referred to the Commerce Committee.

**House Bill No. 2160** -- Tort Liability -- Passed second consideration and referred to the Judiciary Committee.

**House Bill No. 2161** -- Insurance, Health, Accident -- Passed second consideration and referred to the Commerce Committee.

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**House Bill No. 2162 -- Safety -- Passed second consideration and referred to the Commerce Committee.**

**House Bill No. 2163 -- Local Education Agency -- Passed second consideration and referred to the Education Committee.**

**\*House Bill No. 2164 -- Workers' Compensation -- Passed second consideration and referred to the Consumer and Employee Affairs Committee.**

**House Bill No. 2165 -- Fees -- Passed second consideration and referred to the Judiciary Committee.**

**MOTION TO RECESS**

Rep. Purcell moved that, pursuant to House Joint Resolution No. 470, the House stand in recess to meet with the Senate in Joint Convention for the purpose of filling a vacancy on the State Election Commission; to reconvene after its conclusion for the purpose of conducting business, which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Naifeh.

On motion of Rep. Purcell, the roll call was dispensed with.

REMARKS

by Rep. Rufus Jones

Rep. Rufus Jones was recognized to approach the well, addressed the body, and asked that the following remarks be spread in the Journal:

Thank you very much, Mr. Speaker, and members of the House. At the beginning of this session today there was quite a bit of conversation about the procedures followed in the Calendar and Rules Committee this morning and also a request for tapes. And I'd also like to request a tape. I'd like to know what happened this morning; because as I stand before you right now, I'm still not certain I understand what happened. I've been in this General Assembly since 1981 and I've seen a many firey debate, raised emotions, people who felt strongly about what they were doing and the positions that they had on bills or resolutions. But never in my years in the legislature have I witnessed the scene that I unfortunately was active in this morning. And I submit to you, ladies and gentlemen, I do not know what happened. All I know and all I feel is that the rules of this House were violated; and these rules are something that we hold sacred. Because unless we are willing to adopt rules and go by those rules, there's going to be utter chaos in this legislative body.

This morning, and I might be talking to some folks who weren't in that meeting this morning. And basically what I will say is that I got caught up in the action because the Speaker Pro Tem of this House was seeking recognition. And after the Speaker [Pro Tem] of the House is not able to get recognition, I figured she wasn't big enough and she speaks too softly, so I know I'm big and I've got a loud voice. But I was told afterwards that 'Jones, you're still nothing but a lightweight; you don't have enough voice to be heard'. And I just hope that as long as any of us are in this General Assembly we don't witness another scene like the one that occurred in the Calendar and Rules Committee this morning.

This is the Rules of the 97th General Assembly [holds up rule book]. Section 81, Uniform Rules of the Committees, page 58, item No. 10. And I'd like to read that section.

"(10) No bill or resolution shall be reported from a standing committee unless it shall have received a recommendation for passage as written or for passage with a recommended amendment by a majority of those members of the committee present and voting thereon, a quorum being present.

All votes constituting final action on any bill or resolution shall be by roll call vote, and a roll call vote shall be taken at the request of the sponsor of the bill or resolution under consideration or at the request of any three (3) members of the committee. Every bill or resolution reported out of the committee shall contain on the cover a notation in ink, signed by the chair, or other presiding officer, recommending the measure for passage as written or recommending it for passage with an amendment or amendments recommended by the committee. If a motion to recommend a bill or resolution has been voted on by a standing committee two (2) times and has failed to pass, then the same shall not be considered by the committee again during that annual session. This rule shall also apply to the Committee on Calendar and Rules."

I just want to go back up a few sentences where it says: "All votes constituting final action on any bill or resolution shall be by roll call vote, and a roll call vote shall be taken at the request of the sponsor of the bill or resolution of the bill or resolution under consideration or at the request of ANY THREE members of that committee."

Ladies and Gentlemen, I think a person would have to be blind -- deaf AND blind -- not to recognize three members of that committee seeking recognition this morning. I think it was a flagrant disregard for the rights of the members of this legislature. I think it was a flagrant disrespect for the principal of one man one vote. A flagrant disrespect for the constituency that I represent. These folks sent me up here to do the BEST that I can to represent THEIR interests and as long as I am a member of this House, as long as I have breath in my body, I'm going to do it. There have been times folks have come to me and said:

"Jones, I know how you feel about this bill. I know how you feel about this resolution but if you just be quiet and don't raise your hand and just let me get it to the floor, I'd appreciate it. Then just let the body raise on it. But you know the rules of this House. If you kill it in subcommittee, it's just as dead as if you kill it in the House and I ask you to follow the rules."

Mr. Speaker I urge you AND the members of this Calendar and Rules Committee to review the tape of that meeting this morning and that the Calendar and Rules Committee be instructed, if they don't have the wisdom to do so themselves, the Speaker instruct the Calendar and Rules Committee to send that bill BACK and follow the rules of this House. If the Calendar and Rules Committee does not have that authority, and if the Speaker doesn't have that authority, then ask the Attorney General to tell us how to get it done.

Ladies and Gentlemen, I firmly believed that that bill was going to come out in committee this morning. I had no doubt when I walked in there that it was going to come out. But I had some things I wanted to say. And I can assure you that I'm going to say those things whenever the bill comes to this House. But I think the rules

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of this House were violated this morning and I'm urging this body, if the Committee doesn't act, if the Speaker doesn't act, that this body send this bill back to Calendar and Rules and tell it come out and follow the rules of this House that we as a collective body adopted.

Thank you very much, Mr. Speaker.

Mr. Speaker Naifeh responded as follows:

Rep. Jones. I have instructed the Rules Committee to meet and I am asking, no, I am DIRECTING, that they meet on Tuesday. The Chairman will make the call. I am asking, I am DIRECTING the Rules Committee to review those tapes and to come back to this House with a report. Is that sufficient?

Rep. Rufus Jones responded with the following remarks: "Thank you very much, Mr. Speaker. I appreciate your indulgence."

**RECESS**

The Speaker announced that the House stand in recess for five minutes.

**RECESS EXPIRED**

The recess having expired, the Speaker called the House to order.

On motion of Rep. Purcell, the roll call was dispensed with.

**MESSAGE FROM THE SENATE  
February 13, 1992**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 486; amended, and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**HOUSE ACTION ON SENATE AMENDMENT**

House Joint Resolution No. 0486 -- General Assembly, Adjournment, Recess -- Provides for recess of proceedings of Ninety-Seventh General Assembly from Thursday, February 13, 1992 to Wednesday, February 19, 1992.

**Senate Amendment No. 1**

AMEND House Joint Resolution No. 486 by inserting the

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following resolving clause immediately after the first resolving clause:

BE IT FURTHER RESOLVED, that the Senate of the Ninety-Seventh General Assembly stand in recess at the close of business on Thursday, February 13, 1992, and reconvene on Wednesday, February 19, 1992, at 3:00 p.m. (CST).

Rep. Purcell moved that the House concur in Senate Amendment(s) No(s). 1 to House Joint Resolution No. 486, which motion prevailed.

The motion to reconsider was tabled.

**MESSAGE FROM THE SENATE  
February 13, 1992**

MR SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1872; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**RULES SUSPENDED**

Rep. Chiles moved to suspend Rule No. 59 so that the message on House Bill No. 1872 can be considered at this time, which motion prevailed.

**HOUSE ACTION ON SENATE AMENDMENT**

House Bill No. 1872 -- Education -- Enacts "Emergency Financial Assistance for Local Governments Act of 1992". Amends TCA, Titles 5, 9, 49, 67.

**Senate Amendment No. 1**

Amend House Bill No. 1872 by adding a new section to read as follows:

Section \_\_\_\_\_. Tennessee Code Annotated, Title 67, Chapter 5, is amended by adding a new section to read as follows:

Notwithstanding any law to the contrary, a county legislative body may amend or change the levy of property taxes at any time during a fiscal year to the extent of reallocating the levy for specific purposes. Any authority granted by this section shall expire on June 30, 1992.

Rep. Purcell moved that the House concur in **Senate Amendment(s) No(s). 1 to House Bill No. 1872**, which motion prevailed by the following vote:

Ayes. . . . .	93
Noes. . . . .	0
Present and not voting. . . . .	2

Representatives voting aye were: Allen, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Niceley, Odom, Peroulas, Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh  
-- 93.

Representatives present and not voting were: Nuber, Tullos  
-- 2.

A motion to reconsider was tabled.

**REPORT OF COMMITTEE ON CALENDAR AND RULES  
CONSENT CALENDAR  
February 13, 1992**

MR. SPEAKER: The officers of your Calendar and Rules Committee report that we have set the following bill(s) and/or resolution(s) on the **Consent Calendar for Wednesday, February 19, 1992**: House Joint Resolution(s) No(s). 478, 480, 481, 482, 483, 484, 485 and 487.

PHILLIPS, Chair.

**ENGROSSED BILLS  
February 13, 1992**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 2103; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.



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**MESSAGE FROM THE SENATE  
February 13, 1992**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 444, 448, 450, 451, 452, 455, 458, 459, 460, 461 and 462; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE  
February 13, 1992**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1665, 1667, 1678, 1686, 1688, 1706 and 1731; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE  
February 13, 1992**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2103; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE  
February 13, 1992**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 343; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**SIGNED  
February 13, 1992**

The Speaker announced that he had signed the following: Senate Joint Resolution(s) No(s). 343.

**ENROLLED BILLS  
February 13, 1992**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report

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that we have carefully compared House Bills(s) No(s). 2103; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED  
February 13, 1992**

The Speaker announced that he had signed the following: House Bill(s) No(s). 2103.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
February 13, 1992**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2103; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK  
February 13, 1992**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 2103; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
February 13, 1992**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1649, 1651, 1652, 1656, 1657, 1667, 1690, 1712, 1729 and 1733; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**Senate Bill No. 1649** -- Election Laws -- Authorizes use of computerized printout at polling place instead of printout and duplicate registration records in Hardeman County. Amends TCA 2-5-216. by \*Wilder.

**\*Senate Bill No. 1651** -- Taxes, Sales -- Expands tax exemption for chemicals and supplies used in pollution control from equipment

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and machinery to all pollution control purposes. Amends TCA 67-6-329. by \*Dunavant, Cooper, Elsea, Hamilton, McKnight.

**\*Senate Bill No. 1652** -- Taxes, Personal Property -- Excludes personal property leased by tax exempt institutions from inclusion in personal property tax base. Amends TCA 67-5-502. by \*Dunavant, Cooper, Elsea, Hamilton.

**\*Senate Bill No. 1656** -- Taxes, Business -- Allows for deduction of payments made by contractors to subcontractors for rendering extermination services and installing personal property. Amends TCA 67-4-711. by \*Dunavant, Cooper, Elsea, Hamilton, Henry, McKnight.

**\*Senate Bill No. 1657** -- Taxes, Sales -- Allows sales tax exemption to apply to barges and railroad rolling stock used "principally," but not exclusively in interstate commerce. Amends TCA 67-6-321. by \*Dunavant, Cooper, Elsea, Hamilton, McKnight.

**\*Senate Bill No. 1667** -- Taxes, Gasoline, Petroleum Products -- Allows tax credit on petroleum product transfers and sales between refiners; allows refund on petroleum products exported from Tennessee. Amends TCA 67-3-1003, 67-3-5002; Title 67, Ch. 3, Pt. 91. by \*Dunavant.

**\*Senate Bill No. 1690** -- County Government -- Streamlines process for appropriation of county funds to nonprofit entity in Fayette County. Amends TCA 5-9-109. by \*Wilder.

**Senate Bill No. 1712** -- Statutes -- Codifies public acts of 1991. by \*Wilder, \*Person.

**Senate Bill No. 1729** -- Professions and Occupations -- Revises period of license renewal for geologists from five to two years. Amends TCA 62-36-104. by \*Hicks.

**\*Senate Bill No. 1733** -- Insurance, Health, Accident -- Allows insurers to offer pet medical insurance, provided services provided by veterinarian. Policy must clearly disclose annual premium and benefits. Amends TCA, Title 56, Ch. 7. by \*Koella, \*Patten.

**MESSAGE FROM THE SENATE**

**February 13, 1992**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 336, 340, 341, 342 and 344; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**Senate Joint Resolution No. 0336** -- Memorials, Personal Occasion -- Andrew and Ruth Renner, 50th wedding anniversary. by \*Greer.

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**Senate Joint Resolution No. 0340** -- Memorials, Death -- Reverend Byron G. Ragsdale. by \*Gilbert.

**Senate Joint Resolution No. 0341** -- Memorials, Retirement -- Phillip Dean, Principal, Hamilton Elementary School. by \*Davis E.

**Senate Joint Resolution No. 0342** -- Memorials, Death -- Reverend Elmer M. Martin. by \*Davis E.

**Senate Joint Resolution No. 0344** -- Memorials, Professional and Business Achievement -- Dr. Don Loftis, Network for Effective Schools Eminent Educator. by \*Crutchfield.

**MESSAGE FROM THE GOVERNOR**  
**February 13, 1992**

MR.SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 609 and 2103; also, House Joint Resolution(s) No(s). 470 and 477; with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

**ENROLLED BILLS**  
**February 13, 1992**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared: House Bill(s) No(s). 1665, 1667, 1678, 1686, 1688, 1706, 1731 and 1872; also, House Joint Resolution(s) No(s). 444, 448, 450, 451, 452, 455, 458, 459, 460, 461, 462 and 486; find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**SIGNED**  
**February 13, 1992**

The Speaker announced that he had signed the following: House Bill(s) No(s). 1665, 1667, 1678, 1686, 1688, 1706, 1731 and 1872; also, House Joint Resolution(s) No(s). 444, 448, 450, 451, 452, 455, 458, 459, 460, 461, 462 and 486.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 96

Representatives present were: Allen, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

On motion of Rep. Purcell, and pursuant to House Joint Resolution No. 486, the House recessed until 2:00 p.m., Wednesday, February 19, 1992.